

Thursday, August 5, 1999

Daily Digest

HIGHLIGHTS

Senate agreed to the Budget Reconciliation/Tax Relief Conference Report.

Senate agreed to the Water Resources Development Act Conference Report.

Senate

Chamber Action

Routine Proceedings, pages S10267–S10536

Measures Introduced: Sixty-seven bills and ten resolutions were introduced, as follows: S. 1499–1565, S.J. Res. 31–32, S. Res. 175–178, and S. Con. Res. 51–54.

Pages S10388–91

Measures Reported: Reports were made as follows:

S. 720, to promote the development of a government in the Federal Republic of Yugoslavia (Serbia and Montenegro) based on democratic principles and the rule of law, and that respects internationally recognized human rights, to assist the victims of Serbian oppression, to apply measures against the Federal Republic of Yugoslavia, with an amendment in the nature of a substitute. (S. Rept. No. 106–139)

Report to accompany S. 1255, to protect consumers and promote electronic commerce by amending certain trademark infringement, dilution, and counterfeiting laws (S. Rept. No. 106–140)

S. 97, to require the installation and use by schools and libraries of a technology for filtering or blocking material on the Internet on computers with Internet access to be eligible to receive or retain universal service assistance, with an amendment in the nature of a substitute. (S. Rept. No. 106–141)

S. 798, to promote electronic commerce by encouraging and facilitating the use of encryption in interstate commerce consistent with the protection of national security. (S. Rept. No. 106–142)

S. 199, for the relief of Alexandre Malofienko, Olga Matsko, and their son, Vladimir Malofienko.

S. 275, for the relief of Suchada Kwong.

S. 452, for the relief of Belinda McGregor, with an amendment.

S. 486, to provide for the punishment of methamphetamine laboratory operators, provide additional resources to combat methamphetamine production,

trafficking, and abuse in the United States, with an amendment in the nature of a substitute.

S. 620, to grant a Federal charter to Korean War Veterans Association, Incorporated. **Page S10388**

Measures Passed:

Adjournment Resolution: Senate agreed to S. Con. Res. 51, providing for a conditional adjournment or recess of the Senate and a conditional adjournment of the House of Representatives.

Page S10340

Tobacco Production and Marketing Information: Senate passed S. 1543, to amend the Agricultural Adjustment Act of 1938 to release and protect the release of tobacco production and marketing information.

Page S10341

U.S. Capitol Construction: Senate agreed to H. Con. Res. 167, authorizing the Architect of the Capitol to permit temporary construction and other work on the Capitol Grounds that may be necessary for construction of a building on Constitution Avenue Northwest, between 2nd Street Northwest and Louisiana Avenue Northwest, after agreeing to the following amendment proposed thereto:

Pages S10341–42

Gorton (for McConnell) Amendment No. 1608, to authorize the Architect of the Capitol to permit temporary construction and other work on the Capitol grounds, to provide that health and safety requirements, including access for the disabled, be observed.

Pages S10341–42

Anticybersquatting Consumer Protection Act: Senate passed S. 1255, to protect consumers and promote electronic commerce by amending certain trademark infringement, dilution, and counterfeiting laws, after agreeing to a committee amendment in

the nature of a substitute, and the following amendment proposed thereto:

Pages S10513–20

Brownback (for Hatch/Leahy) Amendment No. 1609, to clarify the rights of domain name registrants and Internet users with respect to lawful uses of Internet domain names.

Pages S10514–20

Veterans Entrepreneurship and Small Business Development Act: Senate passed H.R. 1568, to provide technical, financial, and procurement assistance to veteran owned small businesses, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Pages S10520–22

Brownback (for Bond) Amendment No. 1617, to make amendments with respect to the Board of Directors of the National Veterans Business Development Corporation.

Page S10522

Indonesia Elections: Senate agreed to S. Res. 166, relating to the recent elections in the Republic of Indonesia, after agreeing to a committee amendment.

Page S10522

Technical Correction: Senate passed S. 1072, to make certain technical and other corrections relating to the Centennial of Flight Commemoration Act (36 U.S.C. 143 note; 112 Stat. 3486 et seq.), after agreeing to the following amendments proposed thereto:

Pages S10522–23

Brownback (for DeWine) Amendment No. 1618, to clarify certain duties of the Centennial of Flight Commission.

Pages S10522–23

Brownback (for Helms) Amendment No. 1619, to make a technical correction.

Page S10523

Poison Control Center Enhancement and Awareness Act: Senate passed S. 632, to provide assistance for poison prevention and to stabilize the funding of regional poison control centers, after agreeing to a committee amendment in the nature of a substitute.

Page S10523

Mineral Leasing on Indian Lands: Senate passed S. 944, to amend Public Law 105–188 to provide for the mineral leasing of certain Indian lands in Oklahoma.

Pages S10523–24

Asia-Pacific Economic Cooperation Forum: Senate agreed to S. Con. Res. 48, relating to the Asia-Pacific Economic Cooperation Forum.

Page S10524

U.S. Customs Service Authorization: Senate passed H.R. 1833, to authorize appropriations for the United States Customs Service, after agreeing to a committee amendment in the nature of a substitute.

Pages S10524–27

Export-Import Bank Quorum Requirement: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of H.R.

2565, to clarify the quorum requirement for the Board of Directors of the Export-Import Bank of the United States, and the bill was then passed, clearing the measure for the President.

Pages S10527–28

Federal Building Naming: Senate passed H.R. 211, to designate the Federal building and United States courthouse located at West 920 Riverside Avenue in Spokane, Washington, as the “Thomas S. Foley Federal Building and United States Courthouse”, and the plaza at the south entrance of such building and courthouse as the “Walter F. Horan Plaza”, clearing the measure for the President.

Page S10528

International Religious Freedom Act Amendments: Senate passed S. 1546, to amend the International Religious Freedom Act of 1998 to provide additional administrative authorities to the United States Commission on International Religious Freedom, and to make technical corrections to that Act.

Pages S10528–29

Appreciating U.S. Army Personnel Service: Senate agreed to S. Res. 176, expressing the appreciation of the Senate for the service of United States Army personnel who lost their lives in service of their country in an antidrug mission in Colombia and expressing sympathy to the families and loved ones of such personnel.

Pages S10529–30

National Alcohol and Drug Addiction Recovery Month: Senate agreed to S. Res. 177, designating September, 1999, as “National Alcohol and Drug Addiction Recovery Month”.

Page S10530

Construction Industry Payment Protection Act: Senate passed H.R. 1219, to amend the Office of Federal Procurement Policy Act and the Miller Act, relating to payment protections for persons providing labor and materials for Federal construction projects, clearing the measure for the President.

Page S10530

Private Relief: Senate passed S. 199, for the relief of Alexandre Malofienko, Olga Matsko, and their son, Vladimir Malofienko.

Pages S10530–31

Private Relief: Senate passed S. 275, for the relief of Suchada Kwong.

Pages S10530–31

Private Relief: Senate passed S. 452, for the relief of Belinda McGregor, with an amendment, after agreeing to a committee amendment.

Pages S10530–31

Safety of Soldiers Missing in Action: Senate passed H.R. 1175, to locate and secure the return of Zachary Baumel, an American citizen, and other Israeli soldiers missing in action, after agreeing to a committee amendment, and the following amendment proposed thereto:

Pages S10531–32

Brownback (for Leahy) Amendment No. 1620, to provide for the consideration of assistance to certain governments relating to the location and return of certain soldiers.

Page S10532

Federal Charter: Senate passed S. 620, to grant a Federal charter to Korean War Veterans Association, Incorporated.

Page S10532-33

Wireless Communications and Public Safety Act: Senate passed S. 800, to promote and enhance public safety through the use of 9-1-1 as the universal emergency assistance number, further deployment of wireless 9-1-1 service, support of States in upgrading 9-1-1 capabilities and related functions, encouragement of construction and operation of seamless, ubiquitous, and reliable networks for personal wireless services, after agreeing to committee amendments.

Page S10533

Department of the Interior Appropriations: Senate resumed consideration of H.R. 2466, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2000, taking action on the following amendments proposed thereto:

Pages S10274-86, S10342-51

Adopted:

Gorton (for Burns) Amendment No. 1563, to increase funds in the Bureau of Indian Affairs Tribal College account by \$700,000 with offset from Forest Service land acquisition in the San Juan National Forest.

Pages S10275-76

Gorton (for Campbell) Amendment No. 1564, to provide additional funding to the United States Fish and Wildlife Service for activities relating to the Preble's meadow jumping mouse, with an offset from Forest Service Land Acquisition in Colorado.

Pages S10275-76

Gorton (for DeWine) Amendment No. 1565, to make unobligated funds available for the acquisition of land in the Ottawa National Wildlife Refuge, for the Dayton Aviation Heritage Commission, and for the preservation and restoration of the birthplace, boyhood home, and schoolhouse of Ulysses S. Grant, Ohio.

Pages S10275-76

Gorton (for Lugar/Bayh) Amendment No. 1566, to transfer \$700,000 in land acquisition funds from the San Juan National Forest (Silver Mountain), Colorado to the Patoka River National Wildlife Refuge, Indiana.

Pages S10275-76

Gorton (for Mack/Graham) Amendment No. 1567, to provide funding for construction of the Seminole Rest facility at the Canaveral National Seashore, Florida, with an offset from the J.N. Ding Darling National Wildlife Refuge, Florida.

Pages S10275-76

Gorton (for Reid) Amendment No. 1568, to provide \$150,000 for the U.S. Fish and Wildlife Part-

ners for Fish and Wildlife Program within the Habitat Conservation Program. This funding will support the Nevada Biodiversity Research and Conservation Initiative for migratory bird studies at Walker Lake, Nevada. The increase in \$150,000 for the Nevada Biodiversity Research and Conservation Initiative is offset by a \$150,000 decrease in the Water Resources Investigations program of the U.S. Geological Service of which \$250,000 was directed for hydrologic monitoring to support implementation of the Truckee River Water Quality Settlement Agreement.

Pages S10275-76

Rejected:

Smith (of N.H.)/Ashcroft Amendment No. 1569, to eliminate funding for the National Endowment for the Arts. (By 80 yeas to 16 nays (Vote No. 260), Senate tabled the amendment.)

Pages S10276-86

Pending:

Gorton Amendment No. 1359, of a technical nature.

Page S10274

Senate will resume consideration of the bill on Wednesday, September 8, 1999.

Water Resources Development Act: Senate agreed to the conference report on S. 507, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States.

Pages S10286-90

Budget Reconciliation/Tax Relief: By 50 yeas to 49 nays (Vote No. 261), Senate agreed to the conference report on H.R. 2488, to amend the Internal Revenue Code of 1986 to reduce individual income tax rates, to provide marriage penalty relief, to reduce taxes on savings and investments, to provide estate and gift tax relief, to provide incentives for education savings and health care, clearing the measure for the President.

Pages S10290-S10303, S10305-40

Transportation Appropriations: Senate began consideration of the motion to proceed to the consideration of H.R. 2084, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 2000.

Page S10340

A motion was entered to close further debate on the motion to proceed to the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur at 9:30 a.m., on Thursday, September 9, 1999.

Page S10340

Subsequently, the motion to proceed was withdrawn.

Page S10340

Legislative Branch Appropriations—Agreement: A unanimous-consent agreement was reached providing that when the Senate receives from the House

the conference report on H.R. 1905, making appropriations for the Legislative Branch for the fiscal year ending September 30, 2000, the conference report be deemed agreed to.

Page S10527

Nominations—Agreement: A unanimous-consent agreement was reached providing that all nominations received by the Senate during the 106th Congress, remain in status quo, notwithstanding the August adjournment of the Senate and the provisions of Rule 31, paragraph 6 of the Standing Rules of the Senate, with certain exceptions.

Page S10534

Authority for Committees: All committees were authorized to file legislative reports during the adjournment of the Senate on Friday, August 27, 1999, from 11 a.m. to 1 p.m.

Page S10533

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Convention (No. 182) for Elimination of the Worst Forms of Child Labor (Treaty Doc. 106-5).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Pages S10533-34

Messages From the President: Senate received the following messages from the President of the United States:

A message from the President of the United States transmitting, a draft of proposed legislation entitled "Central American and Haitian Parity Act of 1999"; to the Committee on the Judiciary. (PM-55).

Page S10380

Nominations Confirmed: Senate confirmed the following nominations:

By 81 yeas to 16 nays (Vote No. EX. 259), Richard Holbrooke, of New York, to be the Representative of the United States of America to the United Nations with the rank and status of Ambassador, and the Representative of the United States of America in the Security Council of the United Nations.

By 81 yeas to 16 nays (Vote No. EX. 259), Richard Holbrooke, of New York, to be a Representative of the United States of America to the Sessions of the General Assembly of the United Nations during his tenure of service as Representative of the United States of America to the United Nations.

Mervyn M. Mosbacher, Jr., of Texas, to be United States Attorney for the Southern District of Texas for the term of four years.

M. Osman Siddique, of Virginia, to be Ambassador to the Republic of Fiji, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the

United States of America to the Republic of Nauru, Ambassador Extraordinary and Plenipotentiary of the United States of America to the Kingdom of Tonga, and Ambassador Extraordinary and Plenipotentiary of the United States of America to Tuvalu.

Robert Z. Lawrence, of Massachusetts, to be a Member of the Council of Economic Advisers.

Martin George Brennan, of California, to be Ambassador to the Republic of Uganda.

William J. Rainer, of New Mexico, to be Chairman of the Commodity Futures Trading Commission.

William J. Rainer, of New Mexico, to be a Commissioner of the Commodity Futures Trading Commission for the term expiring April 13, 2004.

Richard Monroe Miles, of South Carolina, to be Ambassador to the Republic of Bulgaria.

Charles A. Blanchard, of Arizona, to be General Counsel of the Department of the Army.

Carol DiBattiste, of Florida, to be Under Secretary of the Air Force.

Barbro A. Owens-Kirkpatrick, of California, to be Ambassador to the Republic of Niger.

Earl E. Devaney, of Massachusetts, to be Inspector General, Department of the Interior.

Barbara J. Griffiths, of Virginia, to be Ambassador to the Republic of Iceland.

Sylvia Gaye Stanfield, of Texas, to be Ambassador to Brunei Darussalam.

Tibor P. Nagy, Jr., of Texas, to be Ambassador to the Federal Democratic Republic of Ethiopia.

Jeffrey A. Bader, of Florida, to be Ambassador to the Republic of Namibia.

Martin Neil Baily, of Maryland, to be a Member of the Council of Economic Advisers.

4 Army nominations in the rank of general.

3 Navy nominations in the rank of admiral.

A routine list in the Foreign Service.

Pages S10268-74, S10534-36

Nominations Received: Senate received the following nominations:

Carol J. Parry, of Illinois, to be a Member of the Board of Governors of the Federal Reserve System for a term of fourteen years expiring January 31, 2012.

John Goglia, of Massachusetts, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2003. (Reappointment)

Paul L. Hill, Jr., of West Virginia, to be Chairperson of the Chemical Safety and Hazard Investigation Board for a term of five years. (Reappointment)

Paul L. Hill, Jr., of West Virginia, to be Member of the Chemical Safety and Hazard Investigation Board for a term of five years. (Reappointment)

Norman A. Wulf, of Virginia, to be a Special Representative of the President, with the rank of Ambassador.

Marianne O. Battani, of Michigan, to be United States District Judge for the Eastern District of Michigan.

Steven D. Bell, of Ohio, to be United States District Judge for the Northern District of Ohio.

Ronald A. Guzman, of Illinois, to be United States District Judge for the Northern District of Illinois.

David M. Lawson, of Michigan, to be United States District Judge for the Eastern District of Michigan.

Ann Claire Williams, of Illinois, to be United States Circuit Judge for the Seventh Circuit.

James A. Wynn, Jr., of North Carolina, to be United States Circuit Judge for the Fourth Circuit.

Melvin W. Kahle, of West Virginia, to be United States Attorney for the Northern District of West Virginia for a term of four years.

Ted L. McBride, of South Dakota, to be United States Attorney for the District of South Dakota for a term of four years.

Robert S. Mueller, III, of California, to be United States Attorney for the Northern District of California for a term of four years.

John W. Marshall, of Virginia, to be Director of the United States Marshals Service.

Linda Joan Morgan, of Maryland, to be a Member of the Surface Transportation Board for a term expiring December 31, 2003. (Reappointment)

Sylvia V. Baca, of New Mexico, to be an Assistant Secretary of the Interior.

Richard A. Meserve, of Virginia, to be a Member of the Nuclear Regulatory Commission for a term of five years expiring June 30, 2004.

George L. Farr, of Connecticut, to be a Member of the Internal Revenue Service Oversight Board for a term of four years. (New Position)

George B. Daniels, of New York, to be United States District Judge for the Southern District of New York.

Ruben Castillo, of Illinois, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2003.

Sterling R. Johnson, Jr., of New York, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2001.

Diana E. Murphy, of Minnesota, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2005. (Reappointment)

Diana E. Murphy, of Minnesota, to be Chair of the United States Sentencing Commission.

Diana E. Murphy, of Minnesota, to be a Member of the United States Sentencing Commission for the remainder of the term expiring October 31, 1999.

William Sessions, III, of Vermont, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2003. **Pages S10535–36**

Messages From the President: **Page S10380**

Messages From the House: **Page S10380**

Communications: **Pages S10380–82**

Petitions: **Pages S10382–88**

Executive Reports of Committees: **Page S10388**

Statements on Introduced Bills: **Pages S10391–S10495**

Additional Cosponsors: **Pages S10495–97**

Amendments Submitted: **Pages S10501–07**

Authority for Committees: **Page S10508**

Additional Statements: **Pages S10508–13**

Record Votes: Three record votes were taken today. (Total—261) **Pages S10274, S10286, S10340**

Adjournment: Senate convened at 9:30 a.m., and adjourned according to the provisions of S. Con. Res. 51, at 8:52 p.m., until 12 Noon, on Wednesday, September 8, 1999. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S10535.)

Committee Meetings

(Committees not listed did not meet)

U.S. FARM ECONOMY

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the market and financial performance of the United States agricultural sector, after receiving testimony from Robert M. Bor, USA Rice Federation, and Katherine Ozer, National Family Farm Coalition, both of Washington, D.C.; John McNutt, Iowa City, Iowa, on behalf of the National Pork Producers Council; and Jack Hamilton, Lake Providence, Louisiana, on behalf of the National Cotton Council.

HUD MULTIFAMILY HOUSING ASSISTANCE RESTRUCTURING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Transportation concluded oversight hearings on activities of the Office of Multifamily Housing Assistance Restructuring of the Department of Housing and Urban Development, after receiving testimony from Ira G. Peppercorn, Director, Office of Multifamily Housing Assistance Restructuring, Department of Housing and